FARAD CONTINUATION SHEET

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

APPEAL FROM ORDER NO. 655 OF 2006
WITH
CIVIL APPLICATION NO. 885 OF 2006

Sunil Pravinchandra Vora. ... Appellant.

V/s.

Maharashtra Housing & Area
Development Authority and others. ... Respondents.

Office Notes,Office Memoranda of Coram, appearnaces,Courts's orders or directions and Registrar's orders.	Court's or Judge's orders

Ms.Usha Rahi i/b. Mayur Narendra & Co.
for the appellant.

Mrs.Geeta Mulekar, AGP for respondent No.1.

Kishor Jain with Ms.Sheetal Shah i/b. Mehta
& Girdharlal for respondent No.4.

CORAM: A.M.KHANWILKAR, J.

DATED: 24th January 2007.

P.C.:

. As the impugned order is passed as back as on 4th August 2006 refusing to grant ad-interim relief for the reasons recorded therein, I see no reason to depart from the approach adopted by the trial Court. The appeal is dismissed with direction to the trial Court to decide Notice of Motion No.3053 of 2006 expeditiously. I am informed that the said notice of motion is posted on 16th

February 2007. The parties ensure that pleadings will be completed in the said notice of motion by that date so that trial Court can proceed with the hearing of the notice of motion on the same date or such other date as may be convenient to it. All questions in the suit as well as in notice of motion are left open to be decided on its own merits.

2. Appeal stands disposed of on the above terms.

3. In view of dismissal of appeal, civil application does not survive. The same stands disposed of as infructuous.

(A.M.KHANWILKAR, J.)